

RCA 88441A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

Applicant: F. Maurice  
Serial No.: 09/520,197  
Filed: February 25, 2000  
For: SHIFT REGISTER USING MIS TRANSISTORS  
HAVING THE SAME POLARITY

RECEIVED  
FEB 08 2002  
OFFICE OF PETITIONS

PETITION UNDER 37 CFR 1.182  
TO GRANT THE APPLICATION ITS ORIGINAL FILING DATE,  
FEBRUARY 25, 2000

Hon. Assistant Commissioner for Patents  
Washington, D.C. 20231

Attention: Mr. James G. Engel

Sir:

A letter entitled, **UTILITY PATENT APPLICATION TRANSMITTAL** (PTO/SB/05) (copy enclosed), was filed with the papers of the above-captioned Divisional Patent Application, on February 25, 2000, (the transmittal letter). In the transmitted letter, Applicant checked Box 4b and made a specific reference in section 16 to the then pending parent patent application Serial No. 08/737,192 (the Parent Patent Application) to associate the Divisional Patent Application with the Parent Patent Application. However, copies of the specification, claims and drawings of the Parent Patent Application, as filed, have been, inadvertently, omitted from the submitted application parts. The PTO denied the grant of the original filing date in a letter entitled, **FORMALITIES LETTER/NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION** (copy enclosed). This petition is submitted for granting the filing date of February 25, 2000 for the Divisional Patent Application.

The pertinent portion of Section 16 of the transmittal letter reads as follows:

"For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts."

07/25/2002 AKELLEY 00000007 070832 09250197

01 FC:122 130.00 CH

Adjustment date: 09/20/2002 AKELLEY  
11/20/2001 TWILLIAM 00000003 070832 09520197  
01 FC:587 130.00 CR

Ser. No.

PATENT  
RCA

It follows that under Section 16 of the transmittal letter the incorporation by reference of the Parent Patent Application can be relied upon for granting the original filing date, February 25, 2000. Accordingly, Applicant requests that the original filing date, February 25, 2000 be granted for the divisional patent Application.

Enclosed are available copies of the specification, claims and drawings of the Parent Patent Application, as filed. However, the handwritten notations in pages 16-21 of the claims were inserted after filing and are not part of the Parent Patent Application, as filed. So far, Applicant has not been able to obtain a clean copy of the claims, as filed.

Please charge the Petition Fee (\$130.00) to Deposit Account 07-0832. Please charge any additional fees or credit overpayment to Deposit Account No. 07-0832.

Respectfully submitted,

F. Maurice

By: \_\_\_\_\_

  
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June 29, 2000